

Message

From: Chalfant, Mark [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8C1D644333F94EA2AFF756BE6469E5AD-CHALFANT, MARK]
Sent: 8/26/2015 11:26:06 PM
To: Otis, Andrew D. [aotis@curtis.com]
CC: Cirian, Mike [Cirian.Mike@epa.gov]; Wilder, Scott [Wilder.Scott@epa.gov]; John.Stroiazso@glencore-ca.com; Steve Wright - CFAC [swright@cfaluminum.com]; abaris@rouxinc.com
Subject: Anaconda/CFAC--EPA Revised Redline AOC (as of 8/26/2015 7PM EDT)
Attachments: Col_Falls-CERCLA_AOC-RIFS_08-26-2015_EPA.docx

Mr. Otis:

I also wish to acknowledge the productive call yesterday. Thank you for continuing to work with EPA to narrow the list of outstanding items on the proposed AOC. We are pleased with the process being made on the proposed AOC.

Attached please find a revised redline version of the draft AOC, which incorporates the changes we discussed during yesterday's call. In addition, the redline version also notes EPA's resolution of additional items.

I am pleased to report that EPA Finance has been able to resolve their technical difficulties which had previously prevented the creation of a disc for the back-up cost documentation. Mr. Wilder has drafted the confidentiality agreement but needs to add the contractor addresses to the agreement. I will be out of the office on business tomorrow and Friday, however, I have asked Mr. Wilder to send the proposed confidentiality agreement to you as soon as he adds the addresses. EPA will overnight you the disc as soon as the parties execute the confidentiality agreement.

I look forward to speaking with you on Monday.

Thank you.

Mark

From: Otis, Andrew D. [mailto:aotis@curtis.com]
Sent: Tuesday, August 25, 2015 5:30 PM
To: Chalfant, Mark
Cc: Cirian, Mike; Wilder, Scott; John.Stroiazso@glencore-ca.com; Steve Wright - CFAC; abaris@rouxinc.com
Subject: CFAC Anaconda-Revised Redline AOC After 8_25 Teleconference

Dear Mark,

Thanks for a productive call today. Following up on our teleconference, attached please find a revised AOC with CFAC comments to the following sections:

Paragraph 4. Although this proposed language is not something that we discussed in our call, we believe that it is consistent with our statements regarding the EPA Findings of Fact.

Definition of "Paragraph"

Paragraphs 16, 17, 18 and 19 per our discussion and

Paragraph 42.b. and 45. b. to reflect our agreement on that language.

Please feel free to contact me if you have any questions or would like to discuss.

Best regards,

Andrew

Andrew D. Otis
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